



ULBRIGHT & JAWORSKI L.L.P.  
A REGISTERED LIMITED LIABILITY PARTNERSHIP  
600 CONGRESS AVENUE, SUITE 2400  
AUSTIN, TEXAS 78701

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Sector #  
HOUSTON  
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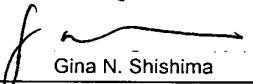
August 6, 2001

FILE: ARCD:374US

CERTIFICATE OF MAILING  
37 C.F.R. 1.8

I hereby certify that this correspondence is being deposited with the U.S. Postal Service with sufficient postage as First Class Mail in an envelope addressed to: Box Missing Parts, Commissioner for Patents, Washington, DC 20231, on the date below:

August 6, 2001  
Date

  
Gina N. Shishima

**BOX MISSING PARTS**

Commissioner for Patents  
Washington, DC 20231

RE: SN 09/835,082 "FLAVOPIRIDOL DRUG COMBINATION AND METHODS WITH REDUCED SIDE EFFECTS" - Mark J. Ratain et al. (Client reference: UCHI:821)

Sir:

Please find enclosed:

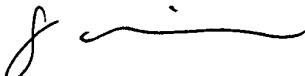
- (1) A Response to Notice to File Missing Parts of Nonprovisional Application filed under 37 C.F.R. 1.53(b) mailed June 6, 2001;
- (2) Declaration;
- (3) Power of Attorney;
- (4) Small Entity Declaration;
- (5) Copy of Notice to File Missing Parts of Nonprovisional Application filed under 37 C.F.R. 1.53(b)-Filing Date Granted;
- (6) Information Disclosure Statement;
- (7) Form PTO-1449;
- (8) References C1-C44;
- (9) Check in the amount of \$1411.00; and

Commissioner for Patents  
August 6, 2001  
Page 2

(10) A return postcard to acknowledge receipt of these materials. Please date stamp and mail this postcard.

If the check is inadvertently omitted, or the amount is insufficient, or should any additional fees under 37 C.F.R. §§ 1.16 to 1.21 be required for any reason relating to the enclosed materials, or should an overpayment be included herein, the Commissioner is authorized to deduct or credit said fees from or to Fulbright & Jaworski Deposit Account No.: 50-1212/10103245/GNS.

Respectfully submitted,



Gina N. Shishima  
Reg. No. 45,104

GNS/mar  
Encl: as noted



PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:  
Mark J. Ratain et al.

Serial No.: 09/835,082

Filed: April 12, 2001

For: FLAVOPIRIDOL DRUG COMBINATION  
AND METHODS WITH REDUCED SIDE  
EFFECTS

Group Art Unit: 1646

Examiner: Unknown

Atty. Dkt. No.: ARCD:374US/GNS

CERTIFICATE OF MAILING  
37 C.F.R. 1.8

I hereby certify that this correspondence is being deposited with the U.S. Postal Service with sufficient postage as First Class Mail in an envelope addressed to: Box Missing Parts, Commissioner for Patents, Washington, DC 20231, on the date below:

August 6, 2001

Date

Gina N. Shishima

**RESPONSE TO NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL  
APPLICATION FILED UNDER 37 C.F.R. 1.53(b)**

**BOX MISSING PARTS**

Commissioner for Patents  
Washington, D.C. 20231

Sir:

In response to the Notice to File Missing Parts of Nonprovisional Application Under 37 C.F.R. § 1.53(b), dated June 6, 2001, there are enclosed herewith:

- (a) Declaration executed on behalf of Mark J. Ratain, Federico Innocenti and Lalitha Iyer;
- (b) A Power of Attorney on behalf of Arch Development Corporation;
- (c) A Declaration Claiming Small Entity Status executed on behalf of Arch Development Corporation;



(d) Your check in the amount of \$1411.00 to cover the basic filing fee (\$355 - utility small entity); surcharge for late filing (\$65.00); additional claims fee (\$991.00); and

(e) A copy of Notice to File Missing Parts of Nonprovisional Application Filed Under 37 C.F.R. 1.53(b)-Filing Date Granted.

An Assignment to Arch Development Corporation and a check for \$40.00 are being filed under separate cover.

If the check is inadvertently omitted, or should any additional fees under 37 C.F.R. §§ 1.16 to 1.21 be required for any reason relating to the enclosed materials, or should an overpayment be included herein, the Commissioner is authorized to deduct or credit said fees from or to Fulbright & Jaworski Deposit Account No.: 50-1212/10103245/GNS.

Please date stamp and return the accompanying postcard to evidence receipt of these documents.

Respectfully submitted,

  
Gina N. Shishima  
Reg. No. 45,104  
Attorney for Applicants

FULBRIGHT & JAWORSKI L.L.P.  
600 Congress Avenue, Suite 2400  
Austin, Texas 78701  
(512) 474-5201

Date: August 6, 2001



## UNITED STATES PATENT AND TRADEMARK OFFICE

COMMISSIONER FOR PATENTS  
 UNITED STATES PATENT AND TRADEMARK OFFICE  
 WASHINGTON, D.C. 20231  
[www.uspto.gov](http://www.uspto.gov)

APPLICATION NUMBER	FILING/RECEIPT DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NUMBER
09/835,082	04/12/2001	Mark J. Ratain	<del>ARCD:349USC1</del> <del>ARCD:374US</del> CONFIRMATION NO. 3017

FULBRIGHT & JAWORSKI L.L.P.  
 A REGISTERED LIMITED LIABILITY PARTNERSHIP  
 SUITE 2400  
 600 CONGRESS AVENUE  
 AUSTIN, TX 78701



## FORMALITIES LETTER



\*OC000000006154460\*

Date Mailed: 06/06/2001

## NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION

## FILED UNDER 37 CFR 1.53(b)

*Filing Date Granted*

An application number and filing date have been accorded to this application. The item(s) indicated below, however, are missing. Applicant is given **TWO MONTHS** from the date of this Notice within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

- The statutory basic filing fee is missing.  
*Applicant must submit \$ 355 to complete the basic filing fee and/or file a small entity statement claiming such status (37 CFR 1.27).*
- Total additional claim fee(s) for this application is \$991.
  - \$711 for 79 total claims over 20.
  - \$280 for 7 independent claims over 3 .
- The oath or declaration is missing.  
*A properly signed oath or declaration in compliance with 37 CFR 1.63, identifying the application by the above Application Number and Filing Date, is required.*
- To avoid abandonment, a late filing fee or oath or declaration surcharge as set forth in 37 CFR 1.16(e) of \$65 for a small entity in compliance with 37 CFR 1.27, must be submitted with the missing items identified in this letter.
- **The balance due by applicant is \$ 1411.**

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*A copy of this notice MUST be returned with the reply.*

PART 2 - COPY TO BE RETURNED WITH RESPONSE